

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 First Extraordinary Session, 2003  
4

# A Bill

Call Item 3  
Act 36 of 2003  
HOUSE BILL 1026

5 By: Joint Budget Committee  
6  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL  
10 SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS  
11 PUBLIC EMPLOYEES RETIREMENT SYSTEM FOR THE  
12 BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR  
13 OTHER PURPOSES.  
14

## Subtitle

15 AN ACT FOR THE ARKANSAS PUBLIC  
16 EMPLOYEES RETIREMENT SYSTEM  
17 APPROPRIATION FOR THE 2003-2005  
18 BIENNIUM.  
19  
20  
21  
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
24

25 SECTION 1. REGULAR SALARIES. There is hereby established for the Arkansas  
26 Public Employees Retirement System for the 2003-2005 biennium, the following  
27 maximum number of regular employees whose salaries shall be governed by the  
28 provisions of the Uniform Classification and Compensation Act (Arkansas Code  
29 §§21-5-201 et seq.), or its successor, and all laws amendatory thereto.  
30 Provided, however, that any position to which a specific maximum annual  
31 salary is set out herein in dollars, shall be exempt from the provisions of  
32 said Uniform Classification and Compensation Act. All persons occupying  
33 positions authorized herein are hereby governed by the provisions of the  
34 Regular Salaries Procedures and Restrictions Act (Arkansas Code §21-5-101),  
35 or its successor.  
36



Item	Class		Maximum	Maximum Annual	
No.	Code	Title	No. of	Salary Rate	
			Employees	2003-2004	2004-2005
(1)	9977	PERS DIRECTOR	1	\$125,000	\$127,600
(2)	9029	PERS DEPUTY DIRECTOR	1	\$77,912	\$79,793
(3)	9028	PERS ASSOC DIR - INVESTMENTS	1	\$65,987	\$67,641
(4)	297Z	GENERAL BUSINESS MANAGER	1	GRADE	24
(5)	608Z	PERS MEMBER SERVICES MANAGER	1	GRADE	23
(6)	610Z	PERS PROG MGR/ADMIN SVCS	1	GRADE	23
(7)	D046	SYSTEMS APPLICATIONS SUPERVISOR	1	GRADE	23
(8)	R017	PERS INFORMATION SERVICES MANAGER	1	GRADE	23
(9)	D124	LEAD PROGRAMMER/ANALYST	1	GRADE	22
(10)	A097	RETIREMENT COUNSELOR SUPERVISOR	2	GRADE	21
(11)	A132	APERS MANAGER/SUPERVISOR MEMBERSHIP	2	GRADE	21
(12)	A164	RETIREMENT FUND INVESTMENT SUPV	1	GRADE	21
(13)	A061	SENIOR INVESTMENT SPECIALIST	2	GRADE	20
(14)	A056	INTERNAL AUDITOR	1	GRADE	20
(15)	A061	SENIOR INVESTMENT SPECIALIST	3	GRADE	20
(16)	A062	SENIOR RETIREMENT COUNSELOR	12	GRADE	20
(17)	A124	ACCOUNTING SERVICES REP II	1	GRADE	20
(18)	D121	USER SUPPORT ANALYST	1	GRADE	20
(19)	R266	MANAGEMENT PROJECT ANALYST II	3	GRADE	20
(20)	R150	RESEARCH PROJECT ANALYST	1	GRADE	19
(21)	A111	ACCOUNTANT	1	GRADE	18
(22)	R010	ADMINISTRATIVE ASSISTANT II	1	GRADE	17
(23)	A092	REPORTING SPECIALIST III	7	GRADE	15
(24)	A108	ACCOUNTING TECHNICIAN II	3	GRADE	15
(25)	K041	EXECUTIVE SECY/ADMINISTRATIVE SECY	2	GRADE	14
(26)	K153	SECRETARY II	<u>4</u>	GRADE	13
		MAX. NO. OF EMPLOYEES	56		

SECTION 2. EXTRA HELP. There is hereby authorized, for the Arkansas Public Employees Retirement System for the 2003-2005 biennium, the following maximum number of part-time or temporary employees, to be known as "Extra Help", payable from funds appropriated herein for such purposes: four (4)

1 temporary or part-time employees, when needed, at rates of pay not to exceed  
 2 those provided in the Uniform Classification and Compensation Act, or its  
 3 successor, or this act for the appropriate classification.

4  
 5 SECTION 3. APPROPRIATION - AGENCY OPERATIONS/ADMINISTRATION PROGRAM. There  
 6 is hereby appropriated, to be payable from the funds and fund accounts as set  
 7 out herein, to the Arkansas Public Employees Retirement System for the  
 8 biennial period ending June 30, 2005, the following:

9 (a) For the Agency Operations/Administration program, the sum of \$12,884,406  
 10 for the 2003-2004 fiscal year and \$13,061,201 for the 2004-2005 fiscal year.

11 (1) Program Description. To provide high quality member services,  
 12 including education and counseling to customers (ie. members, retirees,  
 13 employers) about the benefit program and other available services. To  
 14 effectively manage the investment of the assets of APERS, ASPRS & AJRS &  
 15 District Judges Retirement System. To provide administrative and support  
 16 services for APERS, ASPRS & AJRS & District Judges Retirement System.

17 (2) Appropriation payable from: FISCAL YEARS

	<u>2003-2004</u>	<u>2004-2005</u>
18 (A) Trust Funds	\$ 12,884,406	\$ 13,061,201

20 (3) Performance Targets:

21 (A) Percent of customers satisfied		
22 with accessibility, accuracy and		
23 timeliness of services.	95	95
24 (B) Number of educational seminars		
25 provided for members per year.	22	22
26 (C) Number of newsletters		
27 distributed to members per year.	3	4
28 (D) Percent of public employers		
29 determined to be in compliance		
30 with the Social Security and		
31 Medicare coverage regulations		
32 applicable to public employers.	75	80
33 (E) Number of agency proprietary		
34 systems administered.	2	2
35 (F) Agency information technology		
36 budget as a percentage of total		

1	agency budget - APERS.	20	20
2	(G) Agency information technology		
3	budget as a percentage of total		
4	agency budget - ASPRS.	8	8
5	(H) Agency information technology		
6	budget as a percentage of total		
7	agency budget - AJRS.	10	10
8	(I) Percentage of investment		
9	transactions by external money		
10	managers reviewed/reconciled by		
11	agency staff.	100	100
12	(J) Percentage of investments		
13	reviewed on a quarterly basis for		
14	compliance with asset allocation		
15	as set forth by the Board of		
16	Trustees.	100	100
17	(K) Administrative cost in dollars		
18	per active and retired member -		
19	APERS.	58	58
20	(L) Administrative cost in dollars		
21	per active and retired member -		
22	ASPRS.	70	70
23	(M) Administrative cost in dollars		
24	per active and retired member -		
25	AJRS.	231	231
26	(N) Number of prior year audit		
27	findings repeated in subsequent		
28	audit.	0	0
29	(O) Percentage of performance		
30	measures achieved.	80	80

31

32 SECTION 4. APPROPRIATION - BENEFIT PAYMENTS PROGRAM. There is hereby

33 appropriated, to be payable from the funds and fund accounts as set out

34 herein, to the Arkansas Public Employees Retirement System for the biennial

35 period ending June 30, 2005, the following:

36 (a) For the Benefit Payments program, the sum of \$259,900,000 for the 2003-

1 2004 fiscal year and \$276,300,000 for the 2004-2005 fiscal year.

2 (1) Program Description. To produce accurate and timely benefit payments  
3 to retired members or eligible beneficiaries and refunds to active/inactive  
4 members or employers of APERS, ASPRS & AJRS & District Judges Retirement  
5 System.

6	(2) Appropriation payable from:	FISCAL YEARS	
7		<u>2003-2004</u>	<u>2004-2005</u>
8	(A) Cash Funds	\$ 186,500,000	\$ 202,900,000
9	(B) Trust Funds	\$ 73,400,000	\$ 73,400,000

10 (3) Performance Targets:

11	(A) Percent of initial benefit		
12	payments made to a retired member		
13	or eligible beneficiary at their		
14	requested retirement date or		
15	within 30 days of the receipt of		
16	required documentation.	100	100
17	(B) Percent of member earnings,		
18	service and contributions		
19	recorded correctly in the		
20	membership database.	97	98

21

22 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
 23 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CARRY FORWARD.  
 24 The remaining balance as of June 30, 2004, of unexpended appropriation for  
 25 the Agency Operations/Administration Program and available to be used for  
 26 Operating Expense, up to \$765,393; Professional Fees, up to \$4,981,959; and  
 27 Capital Outlay, up to \$25,000 shall be carried forward into fiscal year 2004-  
 28 2005 to be used for the same purposes.

29 The provisions of this section shall be in effect only from July 1, 2003  
 30 through June 30, 2005.

31

32 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUDICIAL  
 34 RETIREMENT FUND TRANSFERS. A sum not to exceed ~~\$19,122~~ \$20,681 in the ~~2001-~~  
 35 ~~2002~~ 2003-2004 fiscal year, and ~~\$19,696~~ \$21,715 in the ~~2002-2003~~ 2004-2005  
 36 fiscal year may be transferred from the Judges Retirement Fund to the

1 Arkansas Public Employees Retirement System Fund for costs incurred by the  
 2 Arkansas Public Employees Retirement System in administering the Judicial  
 3 Retirement System. Such transfer request shall be made to the Chief Fiscal  
 4 Officer of the State, and upon his approval, said transfer shall be made on  
 5 his books and those of the Treasurer of the State and the Auditor of the  
 6 State. The provisions of this section shall be in effect only from ~~July 1,~~  
 7 ~~2001~~ July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

8  
 9 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 10 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 11 TRANSFERS. A sum not to exceed ~~\$31,935~~ \$34,538 in the ~~2001-2002~~ 2003-2004  
 12 fiscal year, and ~~\$32,893~~ \$36,265 in the ~~2002-2003~~ 2004-2005 fiscal year may  
 13 be transferred from the State Police Retirement Fund to the Arkansas Public  
 14 Employees Retirement System Fund for costs incurred by the Arkansas Public  
 15 Employees Retirement System in administering the State Police Retirement  
 16 System. Such transfer request shall be made to the Chief Fiscal Officer of  
 17 the State, and upon his approval, said transfer shall be made on his books  
 18 and those of the Treasurer of the State and the Auditor of the State.  
 19 The provisions of this section shall be in effect only from ~~July 1, 2001~~  
 20 July 1, 2003 through ~~June 30, 2003~~ June 30, 2005.

21  
 22 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 23 CODE, NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. A sum not  
 24 to exceed \$59,269 in the 2003-2004 fiscal year, and \$126,003 in the 2004-2005  
 25 fiscal year may be transferred from the District Judges Retirement Fund to  
 26 the Arkansas Public Employees Retirement System Fund for costs incurred by  
 27 the Arkansas Public Employees Retirement System in administering the District  
 28 Judge Retirement Fund. Such transfer request shall be made to the Chief  
 29 Fiscal Officer of the State, and upon his approval, said transfer shall be  
 30 made on his books and those of the Treasurer of the State and the Auditor of  
 31 the State.  
 32 The provisions of this section shall be in effect only from July 1, 2003  
 33 through June 30, 2005.

34  
 35 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
 36 by this act shall be limited to the appropriation for such agency and funds

1 made available by law for the support of such appropriations; and the  
2 restrictions of the State Purchasing Law, the General Accounting and  
3 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
4 Procedures and Restrictions Act, or their successors, and other fiscal  
5 control laws of this State, where applicable, and regulations promulgated by  
6 the Department of Finance and Administration, as authorized by law, shall be  
7 strictly complied with in disbursement of said funds.

8  
9 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General Assembly  
10 that any funds disbursed under the authority of the appropriations contained  
11 in this act shall be in compliance with the stated reasons for which this act  
12 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
13 and Legislative Recommendations contained in the budget manuals prepared by  
14 the Department of Finance and Administration, letters, or summarized oral  
15 testimony in the official minutes of the Arkansas Legislative Council or  
16 Joint Budget Committee which relate to its passage and adoption.

17  
18 SECTION 11. EMERGENCY CLAUSE. It is found and determined by the General  
19 Assembly, that the Constitution of the State of Arkansas prohibits the  
20 appropriation of funds for more than a two (2) year period; that the  
21 effectiveness of this Act on July 1, 2003 is essential to the operation of  
22 the agency for which the appropriations in this Act are provided, and that in  
23 the event of an extension of the Regular Session, the delay in the effective  
24 date of this Act beyond July 1, 2003 could work irreparable harm upon the  
25 proper administration and provision of essential governmental programs.  
26 Therefore, an emergency is hereby declared to exist and this Act being  
27 necessary for the immediate preservation of the public peace, health and  
28 safety shall be in full force and effect from and after July 1, 2003.

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31 *APPROVED: 5-8-2003*  
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